GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Minorities Welfare Department – KAZIS ACT, 1880 (Central Act XII of 1880) – YSR District Kadapa – Allegations levelled against Sri Syed Akmal, S/o. Late Khazi Syed Karimuddoula, Government Khazi for Udayagiri, Seetharampuram and Marrikuntapadu Mandals of SPSR Nellore District – Enquiry conducted – Show Cause Notice issued– Action on merits and records available – Removal from the post of Government Kazi – Orders – Issued.

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action against the individual. Meanwhile, certain complaints were also received by the Government from the President, Jamiya Big Masjid, Udayagiri and President, Masjid-e-Noor, Udayagiri, against the said individual. Accordingly, the District Collector, SPSR Nellore was requested to cause an enquiry and to furnish a report vide Government Memo 3rd read above.

4. In response to the said Government Memo, the District Collector, SPSR Nellore has furnished a detailed report to Government vide reference 4th read above, stating that the allegations levelled against Sri Syed Akmal, Government Kazi for Udayagiri, Seetharampuram and Varikuntapadu Mandals that making false complaints on every grievance day, demanding Rs.10,000/- for performing each Marriage and demanding Rs. 10,000/- to Rs.20,000/- to issue Marriage Certificate i.r.o poor Muslim public for applying Dulhan Scheme were held proved and recommended to initiate necessary disciplinary action against the individual.

5. In the reference 5th read above, Government have issued a Show cause Notice to Syed Akmal, S/o. Late Khazi Syed Karimuddoula, Government Khazi to Udayagiri, Seetharampuram and Marrikuntapadu Mandals of SPSR Nellore District and directed to show cause, as to why his services may not be removed as Government Kazi, for Udayagiri, Seetharampuram and Varikuntapadu Mandals, as per Section 2 of Kazis Act, 1880, as he was found guilty of mis-conduct in the execution of his office, for his unbecoming acts and for gratification, to the Government, within (15) days, from the date of receipt of this Memo, failing which, action will be initiated against the individual based on the merits and material available on records. In the reference 6th read above Sri Syed Akmal, S/o. Late Khazi Syed Karimuddoula, Government Khazi to Udayagiri, Seetharampuram and Marrikuntapadu Mandals of SPSR Nellore District in his letter dt:05.11.2020 has submitted his explanation as follows:

> " He has denied all the allegations levelled against him in the Show Cause Notice dt 28.10.2020, i.e., not trespassed into others jurisdiction, not performed marriages for muslims other than mandals allotted to him, one Sri Patan Abdul Aziz Khan, another Government Kazi, who has colluded with the Masjid Committees and fabricated false allegations against him"

6. In the reference 7th read above, aggrieved with the said Show Cause Notice, the individual has filed W.P.No.21179 of 2020 in Hon'ble High court of A.P challenging the above said Show Cause Notice Memo, dt:28.10.2020. The Hon'ble High Court in its orders dt:11.11.2020 has ordered as follows:-

> "this writ petition is disposed of giving liberty to the petitioner to submit his explanation/objection to the show-cause notice dated:28.10.2020 within two weeks from the date of this order to the 1st respondent, in which case, the 1st respondent shall consider the said explanation/objections and **after affording a personal hearing to the petitioner, pass an appropriate order in accordance with law expeditiously and communicate the petitioner. Till such exercise is completed, no coercive action pursuant to the Show-cause notice dated 28.10.2020 shall be initiated against the petitioner**, So far as the challenge to G.O.Rt.No.142, Minorities Welfare (IDM) department, dated 28.10.2020, is concerned, since the petitioner has not pressed the said claim, this writ petition is dismissed so far as the said prayer is concerned, however, giving liberty to the petitioner to agitate the same in the separate writ petition, if he is so advised.
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> As a sequel, miscellaneous applications pending for consideration, if any, shall stand closed. No costs."

7. In the reference 8th read above, to comply with the Hon'ble High Court orders, Government has given an opportunity to the petitioner to attend personal hearing in the matter on 11.02.2021 at 11:30 AM in the Chambers of Additional Secretary to Government, Minorities Welfare Department on 11.02.2021 and at the time of hearing,

(P.T.O)

he has requested the Government to give (10) more days time for submission of his written statement. In the reference 10th read above, Government has been granted time for ten (10) more days from the date of personal hearing for submission of his further written statement, at his request. In the reference 11th read above Sri Syed Akmal, S/o Late Khazi Syed Karimuddoula, Government Kazi to Udayagiri, Seetharampuram and Marrikuntapadu Mandals, SPSR Nellore District, has submitted his written statement denying all the allegations levelled against him and requested to drop further action against him.

8. The Government after careful examination of the reports of the District Collector, SPSR Nellore vide references 2nd and 4th read above and on examination of the written statements submitted by individual vide references 9th and 11th read above, hereby removed Sri Syed Akmal, S/o. Late Khazi Syed Karimuddoula, Government Khazi for Udayagiri, Seetharampuram and Marrikuntapadu Mandals of SPSR Nellore District in exercise of powers conferred under Section 2 of Kazis Act, 1880, with immediate effect.

9. The following Notification shall be published in the next issue of Andhra Pradesh State Gazette:-

NOTIFICATION

"In exercise of the powers conferred under Section-2 of the Kazi's Act, 1880 (Central Act XII of 1880), the Government of Andhra Pradesh, hereby removed Sri Syed Akmal, S/o. Late Khazi Syed Karimuddoula, Government Khazi for Udayagiri, Seetharampuram and Marrikuntapadu Mandals of SPSR Nellore District in exercise of powers conferred under Section 2 of Kazis Act, 1880, with immediate effect.

10. The Chief Executive Officer, A.P. State Waqf Board, Vijayawada/The District Collector, SPSR Nellore is directed to take necessary action, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr. MOHD ILIYAS RIZVI
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri Syed Akmal, S/o. Late Khazi Syed Karimuddoula,
R/o Qazi Syed Karimullah Street, Udayagiri,
SPSR Nellore (Dist.) A.P. -524226
(through the Collector and District Magistrate, SPSR Nellore).
The Collector and District Magistrate, SPSR Nellore.
The Chief Executive Officer, A.P. State Waqf Board, Vijayawada.
(with a direction to collect the marriage booklets issued if any, from
Sri Syed Akmal, S/o. Late Khazi Syed Karimuddoula, Government Khazi for Udayagiri, Seetharampuram and Marrikuntapadu Mandals of SPSR Nellore District).

Copy to:

The District Minorities Welfare Officer, SPSR Nellore District.
P.S. to Hon'ble Deputy Chief Minister (M.W.), A.P.,Secretairat, Velagapudi,
P.A. to Principal Secretary to Government, Minorities Welfare Department,
A.P. Secretariat, Velagapudi.
SC/SF.

//FORWARDED :: BY ORDER//

SECTION OFFICER